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S&H Form: (09/07)

# REPLY/AMENDMENT FEE TRANSMITTAL

|                      |                          |
|----------------------|--------------------------|
| Attorney Docket No.  | 1975.1004                |
| Application Number   | 10/797,035               |
| Filing Date          | March 11, 2004           |
| First Named Inventor | Satoshi KITAMURA, et al. |
| Group Art Unit       | 1638                     |

|                 |        |               |                |
|-----------------|--------|---------------|----------------|
| AMOUNT ENCLOSED | 620.00 | Examiner Name | Russell KALLIS |
|-----------------|--------|---------------|----------------|

## FEE CALCULATION (fees effective 09/30/07)

| CLAIMS AS AMENDED  | Claims Remaining After Amendment | Highest Number Previously Paid For | Number Extra | Rate          | Calculations |
|--|----------------------------------|------------------------------------|--------------|---------------|--------------|
| TOTAL CLAIMS   | 8                                | - 21 =                             | 0            | X \$ 52.00 =  | \$ 0.00      |
| INDEPENDENT CLAIMS   | 4                                | - 4 =                              | 0            | X \$ 220.00 = | 0.00         |
| Since an Official Action set an <u>original</u> due date of <u>August 30, 2008</u> , petition is hereby made for an extension to cover the date this reply is filed for which the requisite fee is enclosed (1 month (\$120)); (2 months (\$490)); (3 months (\$1,110)); (4 months (\$1,730)); (5 months (\$2,350)): |                                  |                                    |              |               | 490.00       |
| If Request for Continued Examination is enclosed, add (\$810.00)   |                                  |                                    |              |               | 0.00         |
| If Statutory Disclaimer under Rule 20(d) is enclosed, add fee (\$140.00)   |                                  |                                    |              |               | 0.00         |
| Information Disclosure Statement (Rule 1.17(p)) (\$180.00)   |                                  |                                    |              |               | 0.00         |
| Petition Fee Under 37 C.F.R. 1.84(a) and (b) to accept color drawings  |                                  |                                    |              |               | 130.00       |
| Total of above Calculations =  |                                  |                                    |              |               | \$ 620.00    |
| Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27 & 1.28)  |                                  |                                    |              |               | 0.00         |
| TOTAL FEES DUE =   |                                  |                                    |              |               | \$ 620.00    |

- (1) If entry (1) is less than entry (2), entry (3) is "0".  
(2) If entry (2) is less than 20, change entry (2) to "20".  
(4) If entry (4) is less than entry (5), entry (6) is "0".  
(5) If entry (5) is less than 3, change entry (5) to "3".

## METHOD OF PAYMENT

- ☒ Check enclosed as payment.  
☐ Charge "TOTAL FEES DUE" to the Deposit Account No. below.  
☐ No payment is enclosed.

## GENERAL AUTHORIZATION

- ☒ If the above-noted "AMOUNT ENCLOSED" is not correct, the Commissioner is hereby authorized to credit any overpayment or charge any additional fees necessary to:
- |                      |                    |
|----------------------|--------------------|
| Deposit Account No.  | 19-3935            |
| Deposit Account Name | STAAS & HALSEY LLP |
- ☒ The Commissioner is also authorized to credit any overpayments or charge any additional fees required under 37 CFR 1.16 (filing fees) or 37 CFR 1.17 (processing fees) during the prosecution of this application, including any related application(s) claiming benefit hereof pursuant to 35 USC § 120 (e.g., continuations/divisionals/CIPs under 37 CFR 1.53(b) and/or continuations/divisionals/CPAs under 37 CFR 1.53(d)) to maintain pendency hereof or of any such related application.

SUBMITTED BY: STAAS & HALSEY LLP

Typed Name William F. Herbert

Reg. No. 31,024

Signature

Date

10/20/08  
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DOCKET NO. 1975.1004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Satoshi KITAMURA et al.

Group Art Unit: 1638

Serial No: 10/797,035

Examiner: Russell Kallis

Confirmation No.: 4549

Filed: March 11, 2004

For: PLANT PIGMENT ACCUMULATION GENE

**RESPONSE**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Responsive to the May 30, 2008 Office Action, having an August 30, 2008 due date, reconsideration is respectfully requested based on the following amendments and remarks.

A Petition for a two-month extension of time until October 30, 2008, and the fee of \$ 490 are included herewith.

**Amendments to the Specification** begin on page 2 of this Response.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this Response.

**Remarks** begin on page 6 of this Response.

10/29/2008 JADV01 00000018 10797035  
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